

4-101. Notice of [excusal] facts requiring recusal (constitution or code of conduct).

[For use with Rules 2-106, 3-106 NMRA in the Magistrate and Metropolitan Courts]

STATE OF NEW MEXICO

COUNTY OF _____

_____ COURT

_____, Plaintiff

v.

No. _____

_____, Defendant

**NOTICE OF [EXCUSAL] FACTS REQUIRING RECUSAL
(CONSTITUTION OR CODE OF CONDUCT)¹**

The undersigned believes that the impartiality of the Honorable _____
_____ may reasonably be questioned because:

(set forth specific facts which prohibit the judge from presiding. The facts must be grounds for excusal under the New Mexico Constitution or the Code of Judicial Conduct.)

The undersigned believes that participation of the above-named judge would be in violation of _____ of the Code of Judicial Conduct.

Signature of party

USE NOTE

1. Each party must be served with a copy of this notice. *See* Rules 2-203 and 3-303 NMRA. *See* Civil Form 4-221 for the certificate of service and affidavit of service.

[As amended, effective May 1, 1986; November 1, 1995; May 1, 2002.]

